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2
3 UNITED STATES DISTRICT COURT

4 DISTRICT OF NEVADA

5 SEAN EDWARD McCLAIN-DOUGLAS,

Case No.: 2:21-cv-01576-CDS-BNW

6 Plaintiff,

7 Order Adopting Report and
Recommendation

v.

8 AUTOVEST LLC, *et al*,

[ECF No. 8]

9 Defendants.

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11 Before the Court is the Report and Recommendation (R&R) of United States Magistrate
12 Judge Brenda Weksler entered on April 20, 2022. ECF No. 8.

13 The R&R recommends that the Court dismiss Plaintiff's complaint for failing to file an
14 amended complaint curing the issues set forth in Magistrate Judge Weksler's Screening Order.
15 See Screening Order, ECF No. 6. The Plaintiff was given the option of filing an amended
16 complaint on or before April 15, 2022 and was advised that if he did not do so, this case would be
17 dismissed. *Id.* at 4. Plaintiff failed to file an amended complaint by the deadline. As a result, the
18 R&R was issued recommending dismissal. ECF No. 7. The deadline for any party to object to
19 that recommendation was May 4, 2022.

20 Plaintiff did not file an objection, nor did the plaintiff ask the Court to extend the
21 deadline to do so. “[N]o review is required of a magistrate judge's report and recommendation
22 unless objections are filed.”¹ I nevertheless conducted a de novo review of the issues set forth in
23 the report and recommendation. 28 U.S.C. § 636(b)(1). Judge Weksler sets forth the proper legal
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¹ *Schmidt v. Johnstone*, 263 F. Supp. 2d 1219, 1226 (D. Ariz. 2003); *see also Thomas v. Arn*, 474 U.S. 140, 150 (1985); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003).

1 analysis and factual basis in the R&R, and the screening order that is the underlying basis for
2 the R&R.

3 IT IS THEREFORE ORDERED that the Magistrate Judge's Report and
4 Recommendation [ECF No. 8] is ADOPTED in its entirety.

5 IT IS FURTHER ORDERED that the Plaintiff's Complaint is STRICKEN and the case is
6 DISMISSED WITH PREJUDICE.

7 The Clerk of Court is directed to close the case.

8 DATED this 6th day of May, 2022.

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U.S. District Judge Cristina D. Silva